

**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY - CONSTRUCTION
TO CONSTRUCT ANTENNA TOWERS FOR CELLULAR TELECOMMUNICATIONS SERVICES
OR PERSONAL COMMUNICATIONS SERVICES
FOR JEFFERSON COUNTY**

Filing Requirements Checklist

(Applicable Authority: KRS 278.040(3), 278.020(1), 278.650, and 807 KAR 5:063)

Case No. _____ Utility Name _____ Received Date _____ Form Circulation Date _____

Instructions:

- 1) Each Division noted by checkmark () is to complete its review and pass on within two days of receipt.
- 2) This form is to list only the specific filing deficiencies as identified in the regulations. If additional information is needed, an information request must be issued.
- 3) Staff member should use initials and list date review is completed.
- 4) Return to Docket Section following review by all Divisions.

Reviewed by Following Divisions:

	<u>Staff Member</u>	<u>Date</u>
_____ Filings Division	_____	_____
_____ Financial Analysis	_____	_____
_____ Engineering	_____	_____
_____ Legal	_____	_____

<u>Division Responsible</u>	<u>Law/Regulation</u>	<u>Filing Requirement</u>	Requirement <u>Met</u>	Waiver <u>Requested</u>	Approve <u>Waiver?</u>
			<u>YES</u> <u>NO</u>		<u>YES</u> <u>NO</u>
Filings Division	807 KAR 5:063 Section 2(1)	Full name and post office address of applicant and a reference to the particular provision of law requiring Commission approval.	_____	_____	_____
Filings Division		The original and 5 copies of the application with an additional copy for any party named therein as an interested party.	_____	_____	_____
Legal		If applicant is a corporation, a certified copy of the Articles of Incorporation and all amendments thereto <u>or</u> if the articles were filed with the PSC in a prior proceeding, a reference to the style and case number of the prior proceeding.	_____	_____	_____

<u>Division Responsible</u>	<u>Law/Regulation</u>	<u>Filing Requirement</u>	<u>Requirement Met</u>		<u>Waiver Requested</u>	<u>Approve Waiver?</u>	
			<u>YES</u>	<u>NO</u>		<u>YES</u>	<u>NO</u>
Engineering		The facts relied upon to show that the proposed new construction is or will be required by public convenience or necessity.	—	—	—	—	—
Engineering		Copies of franchises or permits, if any, from the proper public authority for the proposed new construction or extension, if not previously filed with the commission.	—	—	—	—	—
Engineering		A full description of the proposed location, route, or routes of the new construction or extension, including a description of the manner in which same will be constructed, and also the names of all public utilities, corporations, or persons with whom the proposed new construction or extension is likely to compete.	—	—	—	—	—
Engineering		Three (3) maps to suitable scale (preferably not more than two (2) miles per inch) showing the location or route of the proposed new construction or extension, as well as the location to scale of any like facilities owned by others located anywhere within the map area with adequate identification as to the ownership of such other facilities.	—	—	—	—	—
		All other information necessary to afford the commission a complete understanding of the situation.	—	—	—	—	—
Engineering		A copy of the utility's applications to the Federal Aviation Administration and Kentucky Airport Zoning Commission	—	—	—	—	—
Engineering		A copy of the utility's application to, and authorization from, the Federal	—	—	—	—	—

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			<u>YES</u>	<u>NO</u>		<u>YES</u>	<u>NO</u>
		Communications Commission, if applicable;					
Engineering		A geotechnical investigation report, signed and sealed by a professional engineer registered in Kentucky, that includes boring logs, foundation design recommendations, and a finding as to the proximity of the proposed site to flood hazard areas (findings re: flood hazard area proximity may be prepared by a land surveyor);	___	___	___	___	___
Engineering		Clear directions from the county seat to the proposed site, including highway numbers or street names, and the telephone number Of the preparer of the directions;	___	___	___	___	___
Engineering		The lease or sale agreement for the property on which the tower is proposed to be located (may be in abbreviated form if so filed with the county clerk);	___	___	___	___	___
Engineering		The identity and qualifications of each person directly responsible for the design and construction of the proposed tower;	___	___	___	___	___
Engineering		A site development plan or survey, signed and sealed by a professional engineer registered in Kentucky, that shows the proposed location of the tower and all easements and existing structures within 500 feet of the site on the property on which the tower will be located and all easements and existing structures within 200 feet of the access drive, including the intersection with the public street system;	___	___	___	___	___
Engineering		A vertical profile sketch of the tower, signed and sealed by a professional engineer registered in Kentucky, indicating the height of the tower and the placement of all antennas;	___	___	___	___	___
Engineering		The tower and foundation design plans and a description of the standard according to which the	___	___	___	___	___

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			<u>YES</u>	<u>NO</u>		<u>YES</u>	<u>NO</u>
		tower was designed, signed and sealed by a professional engineer registered in Kentucky;					
Engineering		A map, drawn to a scale no less than 1 inch equals 200 feet, that identifies every structure and every owner of real estate within 500 feet of the proposed tower	___	___	___	___	___
Legal		A statement that every person who, according to property valuation administrator records, owns property within 500 feet of the proposed tower has been:	___	___	___	___	___
		Notified by certified mail, return receipt requested, of the proposed construction;	___	___	___	___	___
		Given the Commission docket number under which the application will be processed; and	___	___	___	___	___
		Informed of his right to request intervention	___	___	___	___	___
Legal		A list of the property owners who received the notice, together with copies of the certified letters sent to listed property owners;	___	___	___	___	___
Legal		A statement that two written notices, at least 2' x 4', one in a visible location on the proposed site and one on the nearest public road have been, and shall remain, posted for at least two weeks after the application has been filed.	___	___	___	___	___
Legal		A statement that notice of the location of the proposed construction has been published in a newspaper of general circulation in the county in which the construction is proposed. The notice includes the following language: "The Public Service Commission in its review of the proposed construction shall not consider the character of the general area concerned or the likely effects of the installation on nearby land uses and values, as these	___	___	___	___	___

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			<u>YES</u>	<u>NO</u>		<u>YES</u>	<u>NO</u>
		matters are decided by the local planning unit";					
Legal		The notice on the site must state: "(Name of utility) proposes to construct a telecommunications ('tower' or 'monopole') on this site. If you have questions, please contact (name and address of utility) or the Executive Director, Public Service Commission, 211 Sower Boulevard, P. O. Box 615, Frankfort, Kentucky 40602. Please refer to (assigned docket number) in your correspondence. The Public Service Commission in its review of the proposed construction shall not consider the character of the general area concerned or the likely effects of the installation on nearby land uses and values, as these matters are decided by the local planning unit";	___	___	___	___	___
Legal		The notice posted on the nearest public road must state: "(Name of utility) proposes to construct a telecommunications ('tower' or 'monopole') near this site. If you have questions, please contact (name and address of utility) or the Executive Director, Public Service Commission, 211 Sower Boulevard, P. O. Box 615, Frankfort, Kentucky 40602. Please refer to (assigned docket number) in your correspondence. The Public Service Commission in its review of the proposed construction shall not consider the character of the general area concerned or the likely effects of the installation on nearby land uses and values, as these matters are decided by the local planning unit";	___	___	___	___	___
Legal		In both posted notices, the word "tower" or "monopole" shall be printed in letters at least four (4) inches high.	___	___	___	___	___
	Section 2	(2) A statement that the proposal has been submitted to the planning commission of the affected planning unit and the date upon which the proposal was submitted	___	___	___	___	___
		A copy of all documents submitted to the	___	___	___	___	___

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			<u>YES</u>	<u>NO</u>		<u>YES</u>	<u>NO</u>
		planning commission;					
		(3)(a) If the planning commission has made its decision regarding the proposal, a copy of the final decision of the planning commission; <u>or</u>	___	___	___	___	___
		(b) If the planning commission has not made its decision and sixty (60) days have passed since the submission of the proposal, a statement that sixty (60) days have passed since submission of the proposal to the planning commission and the planning commission has not taken final action in regard to the proposal.	___	___	___	___	___
		(4) A statement that a copy of the statement that the planning unit has not taken action within 60 days of the submission has been sent to the affected planning commission.	___	___	___	___	___
Section 3		If the planning commission has rejected a proposal to construct a telecommunications antenna tower in a county containing a city of the first class, and the utility wishes to request the commission to override that decision, a statement that there no acceptable alternative site; and	___	___	___	___	___
		Supporting evidence that includes an affidavit or other documentation regarding attempts by the utility to secure an alternative site to provide service to the area.	___	___	___	___	___